IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE M.N.KRISHNAN

MONDAY, THE 19TH MARCH 2007 / 28TH PHALGUNA 1928

CRP.No. 3304 of 2001(D)

AS.48/2001 of ADDL.SUB COURT, ALAPPUZHA
.....

REVN. PETITIONER:

JOSEPH, KANYEKKONIL HOUSE,
VEZHAPRA MURI, RAMANKARY.

BY ADV. SRI.S.SANAL KUMAR

RESPONDENTS/CR. PETITIONERS:
----

1. **THE TALUK OFFICER, TALUK OFFICE,**
   KUTTANAD TALUK, ALAPPUZHA.

2. **THE REVENUE DIVISIONAL OFFICER,**
   REVENUE DIVISIONAL OFFICE, ALAPPUZHA.

3. **STATE OF KERALA, REP. BY THE**
   DISTRICT COLLECTOR, ALAPPUZHA.

BY GOVERNMENT PLEADER SRI. M.R. SABU.

THIS CIVIL REVISION PETITION HAVING BEEN FINALLY HEARD ON 19/03/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

ORDER ON C.M.P. 6932 OF 2001
IN
C.R.P. NO.3304 OF 2001

DISMISSED

19/3/07 **SD/- M.N. KRISHNAN, JUDGE.**

[True Copy]

P.A. TO JUDGE.

M.N. KRISHNAN, J.

= = = = = = = = = = = = = = =

C.R.P. NO. 3304 OF 2001

= = = = = = = = = = = = = = =

Dated this the 19th day of March, 2007.

O R D E R

This revision is preferred against the order in I.A.882/01 in A.S.48/01. The said application is filed to condone the delay in filing the appeal. The Appellate Court dismissed the delay condonation application. I am informed that the appeal is also disposed of on the same day. In the light of the disposal of the case, only an appeal is maintainable before this Court. Therefore, the C.R.P. has to be only dismissed and I do so. But, I fell that under the bonafide impression that a revision is maintainable before this Court, the Review Petitioner has prosecuted the matter before this Court. That has to be taken in to consideration by the Court when a prayer for condonation of delay is filed before it along with the appeal.

The C.R.P. is disposed of accordingly.

14/3/2007 Sd/- **M.N. KRISHNAN, JUDGE.**

ul/-

[TRUE COPY]

P.A. to Judge.

M.N. KRISHNAN, J.

= = = = = = = = = = =

C.R.P. NO. 3304 OF 2001

= = = = = = = = = = = =

O R D E R

19th March, 2007.